# Response to "One Hundred Eighth Omnibus Claims Objection"

FTX Case No. 22-11068

2024 NOV -5 AM II: 46

Date: 11/1/2024

FR: Josh Drew, Claimant against FTX (Debtor)

• FTX Claim Number: 1161

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- o E) <u>dutyb4liberty18@protonmail.com</u> -please back up all email correspondence with hard copies sent via post.

TO: Office of the Clerk of the United States Bankruptcy Court for the District of Delaware 824 Market Street, 3<sup>rd</sup> Floor Wilmington, Delaware 19801

TO: The Debtors, Sulivan & Cromwell LLP 125 Broad Street New York, New York 10004

ATTN: Christian P. Jensen & David M. Rosenthal and Landis Rath & Cobb LLP 919 Market Street, Ste 1800 Wilmington, Delaware 19801

ATTN: Adam G. Landis and Kimberly A. Brown

**RE:** This is my official response to the One Hundred Eighth Omnibus Claims Objection. I reject this objection. My claim is for \$3,051.00. For reasons unknown to me, the debtor wishes to reduce my claim to \$3.59. I do not accept this.

#### **Backstory**

On Jan 1, 2023 I submitted a complete packet with the same documentation I am resubmitting today. I have never received any indication that my paperwork was thoroughly considered nor understood. It must be noted that my situation is unique, in that 1) I did not have any cryptocurrency on FTX, only USD, and 2) I did attempt to withdraw my \$3,051.00 the very day before FTX halted all withdrawals, and 3) the withdrawal "seemed" to execute normally. So perhaps this is why the FTX records are misleading whoever is auditing my claim. Perhaps the records show that the \$3,051.00 was successfully transferred out of FTX. But it was not.

After executing the Strip transfer (from FTX to my bank account), I was relieved to receive the standard confirmation email from FTX notifying me of the request to withdrawal. I have included a copy of that email in this packet. The remaining amount of money, \$3.59, (that FTX does see), should likely be added to my claim of \$3,051.0, making the total claim \$3,054.59.

I gave it a week; the money never posted in my account. By that time, FTX had announced a halt on all withdrawals, and chaos was breaking loose inside the company, the press, and on social media. I was unable to connect with FTX tech support.

So, I reached out to Stripe, the intermediary that FTX contracted with to link to customer's banks. I exchanged emails with support agents at Stripe (copied here in this packet). We had phone conversations as well. This was incredibly frustrating, as it felt to me like the email agents and the Stripe phone agents never really spoke with each other. You can see from the attached emails with Stripe, I had contact with "Mario" and "Soumi". Between phone conversations with different Stripe Agents, and these email conversations I was told that Strip analysts went through their records and could NOT find any transfer from FTX to my bank account linked to FTX. My initial contact with strip was done through their customer support portal, not at email. So, I don't have a record of that. But in that communication, I explained the entire issue. I should say here that the Stripe customer support was really difficult.

On a telephone call a Stripe analyst was adamant that the transfer <u>was never initiated on the FTX side</u>.

The following evidence is included in this packet:

- 1. The FTX email alerting me of a transfer withdrawal.
- 2. The FTX email confirming that I had signed up for direct debits.
- 3. Copies of my various emails with Stripe. What I can't show are the phone calls with stripe in which they explained that there was NO transfer from FTX to my bank account. But the email dated January 13, 2023 at 2:58 AM, Stripe Support, is sufficient to prove my claim. There, they state that it is not a routing number issue, basically they throw their hands up in the air, and tell me to sort it out with FTX.

To a large extent, FTX records are irrelevant. FTX was in disarray. If the money had been sent, the Stripe audit would have found the transaction. Unless Stripe was being dishonest with me, it was not found. If the Debtor wishes to withhold my \$3,051.00, then it should be incumbent on the Debtor to work with Stripe to locate and prove the successful Stripe transfer that returned the money to my account. That is not too much to ask.

I was simply a trusting customer, and I don't deserve any of this.

I request that the court reject the "Objection", or require FTX to work with Stripe to prove that the \$3,051.00 was successfully transferred to my account. If it happened, the record must exist. I was told by Stripe that the record does not exist. At this point, the burden of proof should be on the Debtor.

Thank you,

Josh Drew FTX Claim No 1161 M) 323-493-8877 AGC ZZ-IIOOO OTD BOO ZTTZO THOU II

## FTX Trading Ltd. 22-11068 (JTD) One Hundred Eighth Omnibus Claims Objection Schedule 1 - Modified Claims

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1161	Drew, Josh	FTX Trading Ltd.	USD	3	,051.000000000000000	West Realm Shires	3.590000000000000
						Services Inc.	

Reason: The Debtors have conducted a review of the filed proof of claim and any related accompanying materials and their books and records. Based on this review, the Debtor submits that the customer asserted cryptocurrency quantities and flat which does not match their books and records. In addition, based on the Debtors' review of their books and records, the Debtor entity against which the Proof of Claim is asserted should be modified from the Debtor identified in the Asserted Claims to the Debtor identified in the Modified Claim.

#### Case 22-11068-JTD Doc 27729 Filed 11/05/24 Page 4 of 18

Case 22-11068-JTD Doc 25705-2 Filed 09/25/24 Page 16 of 41

Number	Name Debtor			
7101700	Dento?	Tickers BTC	Ticker Quentity Debtor	Ticker Quantity 0.08936192000000
		ETH		2.07684793000000
		ETHW MATIC		2.07597568000000
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		SOL		20.78771091000000
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# **EMAILS WITH STRIPE**

The attached pages are my correspondences Stripe support agents. They are in reverse chronological order with the most recent first. Interspersed with these emails, I spoke on the phone with technical support. The final verdict from Stripe was that no transfer, from FTX to my bank account, had taken place.

Dutyb4liberty18 dutyb4liberty18@protonmail.com

D

31

From dutyb4liberty18@protonmail.com

☆ **3** Jan 13, 2023

To Stripe Support

\$ \$ \$

Hi Soumi,

Thank you for looking into this. I know I completed the transfer on the day PRIOR TO FTX'S DECISION TO HALT WITHDRAWALS. So this situation seems odd. At present, the FTX website is offline, and there does not seem to be anyway to contact them. This is so frustrating! I guess I am simply \$3k poorer. Anyway, I understand that you can not help at this time.

Thank you for trying,

Josh Drew 323-493-8877 THIS WAS MIYFINAL EMAIL W/ STRIPE, HERE, I ACKNOWLEDGE THAT STRIPE IS UNABLE TO LOCATE THE TRANSFER.

a

ESOS, El nal ↔ ☆

Stripe Support <support-reply@stripe.com> From

dutyb4liberty18@protonmail.com

, Asol iH 🗍

Thank you for being patient while we looked at this.

might not be the desired solution, but we cannot do much here since FTX has filed for bankruptcy. with FTX's bankruptcy filing. All money movement into or out of FTX accounts is currently blocked. I know this reach out to FTX to learn more about your account. Stripe is complying with all legal obligations in connection I have heard back from the internal team, this is not an incorrect bank account routing number issue. Please

IS AN FIX WAS INCOMMUNICADO. THIS TIME, 377551 ATT, CIME SI THEIR END, THE 1521 ME HERE STRIPE IS SAYING THAT THE OL TIHWA TUMY 5, 201245 51 544

Appreciate your understanding.

imnos Regards,

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Hi Josh,

Thank you for being patient while we look at this. I can understand how concerning this is!

We are experiencing delay in the resolution time due to the holiday season. Please be assured that I have my eyes on your case. I will get back to you as soon as I have any additional update.

Appreciate your understanding.

Regards, Soumi From dutyb4liberty18@protonmail.com

☆ **夕** Dec 30, 2022

1

To Stripe Support

为合品

Thanks for the update, Soumi.

Josh Drew 323-493-8877

Sent with Proton Mail secure email.

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From Stripe Support <support-reply@stripe.com>

☆ 🕒 Dec 23, 2022

To dutyb4liberty18@protonmail.com

\$ \$ \$

Hello there,

Thanks for taking my call earlier, I hope this email finds you well, this is just a follow up from our previous conversation.

I wanted to let you know that I am still working with my team on this request, so we will get in touch with you soon with more updates and information. Thanks in advance for your patience and understanding of this process. I really hope we can solve this problem as soon as possible.

And remember that, If anything else comes up or you have any other questions. Keep in mind that our support channels are always open for you, so, please, do not hesitate to reply to this thread whenever you feel like there's something else that I can do for you.

Best regards, Mario To Stripe Support

\$ \$ \$

Thanks Mario.

Looking forward to your update.

Josh Drew 323-493-8877

Sent with Proton Mail secure email.

Hello there,

Thanks for taking my call earlier, I hope this email finds you well, this is just a follow up from our previous conversation.

I wanted to let you know that I am still working with my team on this request, so we will get in touch with you soon with more updates and information. Thanks in advance for your patience and understanding of this process. I really hope we can solve this problem as soon as possible.

And remember that, If anything else comes up or you have any other questions. Keep in mind that our support channels are always open for you, so, please, do not hesitate to reply to this thread whenever you feel like there's something else that I can do for you.

Best regards, Mario From dutyb4liberty18@protonmail.com

☆ **Ø** Dec 26, 2022

To Stripe Support

\$ \$ \$

Hey Mario,

Just checking in about my missing \$3051.00

I am looking forward to hearing from you.

Josh Drew 323-493-8877

Sent with Proton Mail secure email.

From Stripe Support <support-reply@stripe.com>

☆ 🗠 Dec 28, 2022

To dutyb4liberty18@protonmail.com

\$ \$ \$

Hi Josh,

abla

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Soumi from **Stripe** here, stepping in to assist you with the missing \$3051.00. I hope to provide you with the assistance you need.

I have reached out to the internal team to further look into this. Please be assured that I have my eyes on your case. I will get back to you as soon as I have an update.

Do let me know if you run into any further queries.

Regards,

Soumi

### Case 22-11068-JTD Doc 27729. Filed 11/05/24. Page 14 of 18

stripe

I HAND TO PASTE THESE
TOGSTHER FROM TWO SCREEN
SHOTS.

AGREEMENT DATE

November 10, 2022

ACCOUNT HOLDER NAME

Joshua Gordon Gregory Drew



Thank you for signing up for direct debits from FTX US. You have authorized FTX US, and, if applicable, its affiliated entities to debit the bank account specified above for any amount owed for charges arising from your use of FTX US's services and/or purchase of products from FTX US, pursuant to FTX US's website and terms, until this authorization is revoked.

You have authorized FTX US, and, if applicable, its affiliated entities to debit your bank account periodically if and when you use FTX US's services or purchase more than one of FTX US's products believed by pursuant to FTX US's terms. Payments that fall outside of the periodic debits authorized above will only be debited after your authorized.

Contravamend of cancel this authorization at any time by providing notice to FTX US with 30 (thirty) days' notice.

View these terms on the com

## FTX US withdrawal request

2024 NOV -5 AM 11: 46

From FTX US <support@ftx.us>

To dutyb4liberty18@protonmail.com

Date Wednesday, November 9th, 2022 at 5:44 PM

Hello Joshua Gordon Gregory Drew,

We have received a request to withdraw 3051.00 USD from your FTX US account.

If you did not make this request, please change your password and contact customer support immediately.

Withdrawals are processed within one business day. FTX US is not responsible for delays or fees resulting from your bank or intermediary banks it uses. You can find more information at <a href="https://help.ftx.us/hc/en-us/sections/360008262673-">https://help.ftx.us/hc/en-us/sections/360008262673-</a>
<a href="Deposits-Withdrawals">Deposits-Withdrawals</a>.

WHEN I ATTEMPTED TO TRANSFER
THE \$3,051 FROM FTX TO MY BANK
I RECEIVED THIS STANDARD EMAIL
FROM FTX. BUT THE MONEY NEVER
ARRIVED IN MY ALCOUNT.

Case 22-11000-31D Doc 21123 Thea 1110312- Tage 10 of 10

# FTX Trading Ltd. 22-11068 (JTD) One Hundred Eighth Omnibus Claims Objection Schedule 1 - Modified Claims

		301	edule t - Houllied Claims			
Claim Number Name 1161 Drew, Josh	Asserted Cla  Debtor  FTX Trading Ltd,	ims Tickers USD		Ticker Quantity 3,051.0000000000000000	Debtor West Realm Shires	fled Claims Ticker Quantity 3.5900000000000000
					Services Inc.	

Reason: The Debtors have conducted a review of the filed proof of claim and any related accompanying materials and their books and records. Based on this review, the Debtor submits that the customer asserted cryptocurrency quantities and flat which does not match their books and records. In addition, based on the Debtors' review of their books and records, the Debtor entity against which the Proof of Claim is asserted should be modified from the Debtor identified in the Asserted Claims to the Debtor identified in the Modified Claim.

\*\*Note: Serve upon counsel to the Debtors (before 11/8/'24)

(a) Sullivan & Cromwell LLP, 125 Broad Street, New York, New York 10004 B

Attn: Christian P Jensen & David M Rosenthal, and (b) Landis Rath & Cobb LLP 919 Market Street STE 1800, Wilmington Delaware 19801

Attn: Adam G Landis & Kimberly A Brown

ROTWEN ADDRESSS 2056 RIDGOVION AVE LA CA 90041

2056 Ridgerrew Ave L.4., CA 90041

RDC 03 0 Lb 3.70 Oz

To: Office of the Clerk of the United States Bankruptcy Court f

District of Delaware

824 Market Street, 3<sup>rd</sup> Floor

Wilmington, Delaware 19801

\*\*Note: Serve upon counsel to the Debtors (before 11/8/'24 (a) Sullivan & Cromwell LLP, 125 Broad Street, New York, New 10004 B

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Attn: Adam G Landis & Kimberly A Brown



For Domestic and International Use

Label 107R, May 2014

EXPECTED DELIVERY DAY: 11/04/24

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